

New Business

9-17-19.

**INTERNAL
OPERATIONS
STANDING
COMMITTEE**



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Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 1126
Detroit, Michigan 48226

Phone 313•224•3400
Fax 313•224•4128
www.detroitmi.gov

September 11, 2019

The Honorable City Council
City of Detroit
Coleman A. Young Municipal Center
2 Woodward Ave., Suite 1340
Detroit, MI 48226

Re: Appointment to the Elected Officials Compensation Commission.

Dear Honorable City Council Members:

It gives me great pleasure to present for your approval Angela Baldwin as our appointee to the Elected Officials Compensation Commission. Her resume and a resolution are attached.

If you have any questions or concerns please contact please contact Elisa Malile at (313) 628-2285.

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael E. Duggan'.

Michael E. Duggan,
Mayor

cc: Alexis Wiley, Chief of Staff, Mayor's Office
Elisa Malile, Deputy Chief of Staff, Mayor's Office

2019 SEP 11 10:00 AM



Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 1126
Detroit, Michigan 48226

Phone 313•224•3400
Fax 313•224•4128
www.detroitmi.gov

September 11, 2019

Angela L. Baldwin
158 Keelson Dr.
Detroit, MI 48209

Dear Ms. Baldwin:

It gives me great pleasure to appoint you to the Elected Officials Compensation Commission. Your term begins upon confirmation by City Council and expires on September 1, 2026.

Janice Winfrey, City Clerk, will contact you to provide meeting schedules and other pertinent board and membership information.

Thank you in advance for serving the citizens of Detroit. I look forward to working with you.

Should you have any questions or need additional information, please contact Elisa Malile at (313) 628-2285.

Sincerely,

A handwritten signature in black ink, which appears to read 'Michael E. Duggan'.

Michael E. Duggan,
Mayor

cc: Alexis Wiley, Chief of Staff, Mayor's Office
Elisa Malile, Deputy Chief of Staff, Mayor's Office

Angela L. Baldwin



Angela L. Baldwin is a litigation and transactional attorney for The Miller Law Firm Detroit where her practice focuses on complex business litigation, class action matters, public contracting and regulatory law, corporate transactions, and election law.

Attorney Baldwin comes to the practice with significant experience in the corporate world, having spent nearly a decade as an Executive for PepsiCo and its subsidiary brands Gatorade, Tropicana and Propel at company plants in Florida, Texas, California, Pennsylvania and Illinois, teaming to oversee supply-chain, sales forecasts, and intermodal/trucking operations. Attorney Baldwin's expertise in election law is notable and expanding. She has represented one of the country's leading foundations for education on election law and campaign finance-related matters involving a school reform ballot initiative. She is actively involved in representing Judges, State Legislators, County Commissioners, as well as Michigan Governor Whitmer (General Counsel to Gubernatorial campaign), Michigan Attorney General Dana Nessel (Transition Team), and cities and counties across the state.

Attorney Baldwin has excelled in this area. She led one of the most difficult election law Constitutional cases tried in Grand Rapids, in the U.S. District Court for the Western District of Michigan, on behalf of a candidate for the U.S. House of Representatives in Michigan's 6th Congressional District. She is experienced in arguing election matters before the Board of State Canvassers at the State Capitol in Lansing, as well as the Wayne County, Michigan Board of Canvassers. She authored an Opinion for the City of Hamtramck, Michigan, on an important ballot-access Constitutional question and successfully argued same.

Prior to joining The Miller Law Firm, Attorney Baldwin served as an Assistant Corporation Counsel for the City of Detroit, litigating complex commercial matters in the Federal and State courts on behalf of Mayor Mike Duggan's Administration, the Detroit City Council, Police and Fire and Transportation agencies in matters alleging constitutional violations, 28 U.S.C. Section 1983 matters, and other claims. Further, Attorney Baldwin handled cases arising out of the City of Detroit's post-Chapter 9 Bankruptcy, and adherence to the Plan of Adjustment, the requirements of the Financial Review Commission, and related matters involving the City's emergence from Receivership.

Born and raised in Southwest Detroit, she cares deeply about our City. The Detroit Bar Association recognized Attorney Baldwin's leadership credentials when it presented her with its prestigious "One to Watch" award. She was also featured by Michigan State University Law School's "Spartan Lawyer" publication in its Summer 2018 edition.

Attorney Baldwin presently serves on the State of Michigan's Hispanic Latino Commission by appointment of Michigan's Governor, and she is a City of Detroit Mayoral appointee to the Detroit Recreation Advisory Board. She was recently appointed as Manager for Youth and Non-Profit

ANGELA L. BALDWIN

158 Keelson Dr., Detroit MI 48209 | (248) 843-9700 | angela.l.baldwin@gmail.com

PROFESSIONAL EXPERIENCE

The Miller Law Firm, Detroit, MI, 09/2017-Present

Attorney, Business Litigation & Corporate Transactions

- Represents business and individuals on complex business litigation, class action matters, public contracting and regulatory law, corporate transactions, and election law matters. Actively involved in representing Michigan Governor Whitmer (General Counsel to Gubernatorial campaign) and Michigan Attorney General Dana Nessel (Transition Team) and cities across the state on election law and campaign finance-related matters, including school reform ballot initiatives.
- Led one of the most difficult election law Constitutional cases tried in Grand Rapids, in the U.S. District Court for the Western District of Michigan, on behalf of a candidate for the U.S. House of Representatives in Michigan's 6th Congressional District. Experienced in arguing election matters before the Board of State Canvassers at the State Capitol in Lansing, and Wayne County, Michigan Board of Canvassers. Authored an Opinion for the City of Hamtramck, Michigan, on an important ballot-access Constitutional question and successfully argued same.

City of Detroit, Law Department, Detroit, MI, 09/2017-Present

Assistant Corporation Counsel, Commercial & Tort Litigation

- Litigated complex commercial matters in the Federal and State courts on behalf of Mayor Mike Duggan's Administration, the Detroit City Council, Police and Fire and Transportation agencies in matters alleging constitutional violations, 28 U.S.C. Section 1983 matters, and other claims. Handled cases arising out of the City of Detroit's post-Chapter 9 Bankruptcy, and adhered to the Plan of Adjustment, the requirements of the Financial Review Commission, and related matters involving the City's emergence from Receivership.

Third Circuit Court of Michigan, Detroit, MI, 08/2016-09/2017

Business Court Judicial Attorney for the Honorable Judge Edward Ewell, Jr.

- Issued opinions and memorandums for the business court docket and researched legal issues in areas such as breach of contract, tort, and equitable claims, commercial property, trademark infringement, employment, shareholder, and supplier contract disputes. Conducted scheduling, status, settlement and facilitation conferences pertaining to the above issues.

Michigan Attorney General's Office, Lansing, MI, 05/2015-05/2016

Legal Intern, Consumer Protection & Charitable Trust Departments

- Performed regulatory compliance checks on charity applications, ensuring that applicants followed the statutory requirements. Analyzed and reviewed trusts and wills, leading to the closing of hundreds of files.

Michigan State University Food Law Clinic, East Lansing MI, Semester: 01/2016-05/2016

Student Attorney

- Provided legal services to nonprofits and businesses that work with urban agriculture, including contract drafting, business restructuring, and negotiations.

Alvin L. Storrs Low-Income Taxpayer Clinic, East Lansing MI, Semester: 08/2015-12/2015

Tax Clinician

- Represented clients in United States Tax Court to resolve tax controversies involving nonpayment or late payment, inability to pay, and innocent or injured spouse relief. Corresponded with Internal Revenue Service, Michigan Department of Treasury, and Michigan Accounts Receivable Collection System on behalf of clients and drafted applications for offers in compromise and installment agreements.



Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 1126
Detroit, Michigan 48226

Phone 313•224•3400
Fax 313•224•4128
www.detroitmi.gov

BY ALL COUNCIL MEMEBERS

RESOLVED, that the appointment by The City of Detroit, of the following individual to serve on the Elected Officials Compensation Commission for the corresponding term of office indicated be and the same is hereby approved.

<u>MEMBER</u>	<u>ADDRESS</u>	<u>TERM EXPIRES</u>
Angela L. Baldwin	158 Keelson Dr. Detroit, MI 48209	September 1, 2026

Adopted as follows:

Yeas: _____

Nays: _____

WAIVER OF RECONSIDERATION

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**OFFICE OF CONTRACTING
AND PROCUREMENT**

September 13, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002343 100% City Funding – To Provide Temporary Technical Staffing Resources for Specialized Skills Related to New or Legacy Systems and to Complete the Necessary Work Volume. – Contractor: MadDog Technology, LLC – Location: 1001 Woodward Avenue, Detroit, MI 48226 – Contract Period: Upon City Council Approval through September 23, 2022 – Total Contract Amount: \$3,750,000.00. **INNOVATION AND TECHNOLOGY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6002343 referred to in the foregoing communication dated September 13, 2019, be hereby and is approved.

**OFFICE OF CONTRACTING
AND PROCUREMENT**

September 13, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002344 100% City Funding – To Provide Temporary Technical Staffing Resources for Specialized Skills Related to New or Legacy Systems and to Complete the Necessary Work Volume. – Contractor: OpTech – Location: 5440 Corporate Drive Suite 260, Troy, MI 48098 – Contract Period: Upon City Council Approval through September 23, 2022 – Total Contract Amount: \$3,750,000.00. **INNOVATION AND TECHNOLOGY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER **MCCALISTER**

RESOLVED, that Contract No. 6002344 referred to in the foregoing communication dated September 13, 2019, be hereby and is approved.

**OFFICE OF CONTRACTING
AND PROCUREMENT**

September 13, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002345 100% City Funding – To Provide Temporary Technical Staffing Resources for Specialized Skills Related to New or Legacy Systems and to Complete the Necessary Work Volume. – Contractor: Data Consulting Group, Inc. – Location: 965 E Jefferson, Detroit, MI 48207 – Contract Period: Upon City Council Approval through September 23, 2022 – Total Contract Amount: \$3,750,000.00. **INNOVATION AND TECHNOLOGY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6002345 referred to in the foregoing communication dated September 13, 2019, be hereby and is approved.

**OFFICE OF CONTRACTING
AND PROCUREMENT**

September 13, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

6002559 100% City Funding – To Provide Temporary Technical Staffing Resources for Specialized Skills Related to New or Legacy Systems and to Complete the Necessary Work Volume. – Contractor: Blue Chip Talent – Location: 43252 Woodward Avenue Suite 240, Bloomfield Hills, MI 48302 – Contract Period: Upon City Council Approval through September 23, 2022 – Total Contract Amount: \$3,750,000.00. **INNOVATION AND TECHNOLOGY**

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER MCCALISTER

RESOLVED, that Contract No. 6002559 referred to in the foregoing communication dated September 13, 2019, be hereby and is approved.



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
PHONE 313•224•4550
FAX 313•224•5505
WWW.DETROITMI.GOV

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SEPTEMBER 10, 2019

HONORABLE CITY COUNCIL

**RE: CITY OF DETROIT v. HANG T. NGUYEN & 10721 MACK, DETROIT, MI
et al.
FILE NO. L18-00195**

We have reviewed the above-captioned lawsuit, the facts of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of your Honorable Body.

From this review, we are of the opinion that the City of Detroit's acceptance of conveyance and title to certain real property at 10721 MACK, DETROIT, MI as settlement of the outstanding demolition costs.

We, therefore, request authorization of your Honorable Body to settle this matter by adopting the attached resolution.

Respectfully submitted,

STANLEY L. de JONGH
Supervising Assistant Corporation Counsel

APPROVED: **SEP 10 2019**

LAWRENCE T. GARCIA
Corporation Counsel

Attachments

20190910 10:00:00 AM

RESOLUTION

BY COUNCIL MEMBER _____:

WHEREAS, the City of Detroit, through its Law Department, is seeking settlement of the matter given in the foregoing communication, which includes acquisition of certain real property at 10721 Mack, Detroit, MI (the "Property") by the City of Detroit after a tax foreclosure sale to the owner; and now therefore be it;

RESOLVED, that Detroit City Council hereby approves settlement of the above referenced matter; and be it further;

RESOLVED, the Detroit City Council hereby approves acquisition of the Property free and clear of all liens and encumbrances as part of such settlement; and be it further;

RESOLVED, that the Housing Revitalization Department and/or the Planning and Development Department Director, or his/her authorized designee, be and is hereby authorized to accept and record a deed to the Property to the City of Detroit, as well as execute any such other documents as may be necessary to effectuate transfer of the Properties to the City of Detroit; and be it further;

RESOLVED, that conveyance and transfer of ownership of the Property to the City of Detroit shall be in full satisfaction of all outstanding demolition costs incurred by the owner of the Property and that the deed of conveyance be accepted and recorded by the City of Detroit upon completion of the properly executed documents, approved by the Law Department.

APPROVED:

LAWRENCE T. GARCIA
Corporation Counsel

BY: _____


STANLEY L. de JONGH
Supervising Assistant Corporation Counsel



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
PHONE 313•224•4550
FAX 313•224•5505
WWW.DETROITMI.GOV

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September 11, 2019

HONORABLE CITY COUNCIL

RE: Greater Lakes Surgical Center, et al. and ISpine, PLLC (Kenyetta Carter) v. City of Detroit
Case No: 18-009222-NF
File No: L18-00529 (Greater Lakes Ambulatory Surgical Center, et al.) (RG)
L18-00659 (ISpine, PLLC) (RG)

On September 11, 2019, a case evaluation panel evaluated the above-captioned lawsuit and awarded **Fifty-Three Thousand Hundred Dollars and ^{NO}/Cents (\$53,200.00)** in favor of the plaintiffs. The parties have until **October 9, 2019**, to either accept or reject the case evaluation. Failure to file a written acceptance or rejection within this period constitutes a rejection.

Based upon our review of the facts and particulars of this lawsuit, which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body, it is our considered opinion that a settlement in the amount of **Fifty-Three Thousand Hundred Dollars and ^{NO}/Cents (\$53,200.00)** is in the best interest of the City of Detroit.

We, therefore, request Your Honorable Body to authorize acceptance of the case evaluation award; and, in the event plaintiff accepts the award, to deem such acceptance as a settlement and to direct the Finance Director to issue a draft in that amount payable to Greater Lakes Surgical Center in the amount of **Thirty-Five Thousand Dollars and ^{NO}/Cents (\$35,000.00)**, Tox Testing in the amount of **One Thousand Dollars and ^{NO}/Cents (\$1,000.00)**, Paragon Diagnostics in the amount of **Seven Hundred Dollars and ^{NO}/Cents (\$700.00)**, and Meds Direct Pharmacy in the amount of **One Thousand Five Hundred Dollars and ^{NO}/Cents (\$1,500.00)** and their attorney, Puzio Law, to be delivered upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 18-009222-NF and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

We additionally, request Your Honorable Body to authorize acceptance of the case evaluation award; and, in the event plaintiff accepts the award, to deem such acceptance as a settlement and to direct the Finance Director to issue a draft in that amount payable to ISpine, PLLC in the amount of **Fifteen Thousand Dollars and ^{NO}/Cents (\$15,000.00)**, and their attorney, Grove and Associates, P.C., to be delivered upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 18-009222-NF and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

18-009222-NF



CITY OF DETROIT
LAW DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 500
DETROIT, MICHIGAN 48226-3437
PHONE 313•224•4550
FAX 313•224•5505
WWW.DETROITMI.GOV

Respectfully submitted,

Raymond Garant
Assistant Corporation Counsel

SEP 11 2019

APPROVED:
LAWRENCE T. GARCIA
Corporation Counsel

BY:

James D. Nosed
Supervising Assistant Corporation Counsel

Attachments

R E S O L U T I O N


BY COUNCIL MEMBER _____ :

RESOLVED, that settlement of the above matter be and is hereby authorized in the amount of **Fifty-Three Thousand Hundred Dollars and ^{NO}/Cents (\$53,200.00)**; and be it further

RESOLVED, that in the event Plaintiff accepts the case evaluation, that such acceptance is deemed a settlement, and that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of Greater Lakes Surgical Center in the amount of **Thirty-Five Thousand Dollars and ^{NO}/Cents (\$35,000.00)**, Tox Testing in the amount of **One Thousand Dollars and ^{NO}/Cents (\$1,000.00)**, Paragon Diagnostics in the amount of **Seven Hundred Dollars and ^{NO}/Cents (\$700.00)**, and Meds Direct Pharmacy in the amount of **One Thousand Five Hundred Dollars and ^{NO}/Cents (\$1,500.00)** and their attorney, Puzio Law, and ISpine, PLLC in the amount of **Fifteen Thousand Dollars and ^{NO}/Cents (\$15,000.00)**, and their attorney, Grove and Associates, P.C., in full payment for any and all claims which Greater Lakes Ambulatory Surgical Center, Tox Testing, Paragon Diagnostics, Meds Direct Pharmacy, and ISpine, PLLC may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about April 5, 2017, and otherwise set forth in Case No. 18-012077-NI, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 18-009222-NF and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

APPROVED:
LAWRENCE T. GARCIA
Corporation Counsel

BY:


James D. Nosedo
Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____

City of Detroit
OFFICE OF THE CITY CLERK

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Janice M. Winfrey
City Clerk

Andre P. Gilbert II
Deputy City Clerk

September 12, 2019

Honorable City Council

RE: **Petition No. 1081: Global Detroit** – a nonprofit organization, requests a resolution from your Honorable Body in support of a charitable gaming license.

On this date, your Honorable Body referred the above petition to this office for investigation. Petitioner wishes to be recognized as a nonprofit organization operating in the community for purposes of obtaining a gaming license from the Bureau of State Lottery.

Be advised that the organization meets the criteria for such recognition as established by the city Council on May 15, 2012.

Therefore, approval of this petition is recommended and an appropriate resolution is attached.

Respectfully submitted,

Janice M. Winfrey

JMW:cj

RESOLUTION

By Council Member: _____

Whereas, Global Detroit (4444 Second Avenue, Detroit, Michigan 48201) requests for recognition as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license from the State of Michigan, and

Whereas, the organization meets the criteria for such recognition as established by the City Council on May 15, 2012.

Therefore Be it Resolved, the Detroit City Council recognizes Global Detroit (4444 Second Avenue, Detroit, Michigan 48201) as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license from the Bureau of State Lottery.

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Andre P. Gilbert II
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Thursday, September 12, 2019

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

CITY CLERK

1081 *Global Detroit, request resolution from your Honorable Body for a charitable gaming license.*



September 10, 2019

The Honorable Detroit City Council
Coleman A. Young Municipal Center, 13th Floor
Detroit, MI 48226

**Re: Petition to Detroit City Council for Recognition as Charity for State of Michigan
One-Day Charitable Raffle License**

To Your Honorable Body:

Please allow this letter to serve as Global Detroit's petition for recognition as a known charitable organization in the community for purposes of attaining a one-day charitable raffle license for our annual event on October 3, 2019 at the Jam Handy in Detroit.

Global Detroit was launched in 2010 as a regional economic development initiative to build a more inclusive and prosperous community. Global Detroit was officially incorporated as a Michigan nonprofit corporation with corporate offices in Detroit in 2012 and received its recognition as a charitable tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code in 2003.

Global Detroit is a regional economic and community development organization. We develop and implement immigrant-inclusive strategies to drive the growth, revitalization and broadly shared prosperity of Detroit and Southeast Michigan. With programs focused on talent retention, entrepreneurship, opportunity neighborhoods, inclusive institutions and research, we help build inclusive economies and vibrant communities.

Cities and regions that are welcoming to immigrants are vibrant. They have strong neighborhoods, competitive companies, successful small businesses, and a rich and diverse cultural life. By intentionally including immigrants in our economic development strategies, we will spark growth, revitalization and sustained prosperity in Detroit and throughout Southeast Michigan. Global Detroit has been a proud member of the Detroit City Council Immigration Task Force and key collaborator with the City of Detroit's Mayor Office of Immigrant Affairs. We have worked with thousands of families in Detroit neighborhoods to connect residents with homeownership and protection opportunities, foreclosure prevention, business support services, energy efficiency grants, and minor home repair dollars, in addition to assisting in building more inclusive neighborhood and community development efforts and institutions.

On October 3, 2019, Global Detroit will host its 4th annual event at the Jam Handy in Detroit, honoring five regional champions of immigrant economic inclusion. We have received a Liberty Watch donation from Shinola and wish to raffle off the item with proceeds going to our nonprofit work. The State of Michigan's Charitable Gaming Division requires a resolution from the local governing body (the Detroit City Council) that our organization "be recognized as a nonprofit

organization operating in the community" for charitable purposes. Global Detroit's Detroit-based programs target neighborhoods where approximately 50% of the residents live at or below the poverty level and in communities that have seen disinvestment and blight. We are working to improve the quality of life for all residents in those neighborhoods, including immigrant residents and their African-American and Latino neighbors.

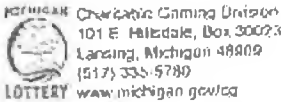
Your support is greatly appreciated. Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Tobocman', followed by a horizontal line.

Steve Tobocman
Executive Director
steve@globaldetroit.com
(313) 516-9681

1081



For Internal Use Only

QUALIFICATION INFORMATION

Complete this form and submit with the required qualification documents listed on the attached Qualification Requirements sheet. A Bingo, Raffle, or Charity Game Ticket license application and fee may also be submitted with this information. See box #5 below for mailing instructions.

1. ORGANIZATION INFORMATION

Organization Name

Global Detroit

Organization Physical Street Address

4444 Second Avenue

City

Detroit

State

MI

Zip Code

48201

County

Wayne

Organization Mailing Address

4444 Second Avenue

☒ Same as Physical Address

City

Detroit

State

MI

Zip Code

48201

County

Organization Telephone Number

313-516-9681

2. ORGANIZATION PURPOSE

Briefly describe the purpose of your organization.

Global Detroit is a tax-exempt Michigan nonprofit corporation that is building a more inclusive regional economy.

3. LICENSE APPLICATION

Enclosed is a completed application and fee for a
Make checks payable to STATE OF MICHIGAN

☐ Bingo ☒ Raffle ☐ Charity Game Ticket license

4. AUTHORIZED CONTACT PERSON

First Name	Steve	Last Name	Tobacman	Position/Role with Organization	Exec. Director
Mailing Address	4444 Second Avenue			City	Detroit
State	MI	Zip Code	48201	Telephone Number (Day)	313-516-9681
				Telephone Number (Evening)	313-516-9681

By signing below, I hereby certify that the representations, information, and data presented are true, accurate, and complete to the best of my knowledge. I understand that failure to answer truthfully, completely, and accurately could preclude the organization from receiving an approval to obtain a gaming license.

Authorized Contact Person's Signature

[Signature]

Date

9/10/19

Print Authorized Contact Name and Title

Steve Tobacman, Executive Director

5. MAILING INSTRUCTIONS

Mail this completed Qualification Information form, the required qualification documentation listed on the Qualification Requirements sheet, and the completed license application and fee (if also applying for a gaming license) to Charitable Gaming Division, PO Box 30073, Lansing, MI 48909. If submitting by overnight carrier (FedEx, UPS, etc.), send to Charitable Gaming Division, 101 East Hilledale, Lansing, MI 48909.





Charitable Gaming Division
101 E. Hildreth, Box 30023
Lansing, Michigan 48909
(517) 335-5780
www.michigan.gov/cg

LOCAL CIVIC ORGANIZATION QUALIFICATION REQUIREMENTS

If the organization has never submitted qualifying information as a local civic organization, the following information shall be submitted in the name of the organization prior to being approved to conduct a bingo, millionaire party, raffle, or charity game. A previously qualified organization may be required to submit updated qualification information to assure its continued eligibility under the act.

1. A signed and dated copy of the organization's current bylaws or constitution, including membership criteria.
2. A complete copy of the organization's Articles of Incorporation that have been filed with the Corporations and Securities Bureau, if the organization is incorporated.
3. A copy of the letter from the IRS stating the organization is exempt from federal tax under IRS code 501(c)

OR

copies of one bank statement per year for the previous five years, excluding the current year.
4. A provision in the bylaws, constitution, or Articles of Incorporation that states should the organization dissolve, all assets, and real and personal property will revert:
 - A. If exempt under 501(c)3, to another 501(c)3 organization.
 - B. If not exempt under 501(c)3, to the local government.
5. A revenue and expense statement for the previous 12 month period to prove all assets are used for charitable purposes, i.e. 990's, treasurer's report, audit. Do not send check registers or cancelled checks. Explain the purpose of each expenditure made to an individual. Once the organization has conducted licensed gaming events, the Bureau may require the organization to provide additional proof that all assets are being used for charitable purposes.
6. A copy of a resolution passed by the local body of government stating the organization is a recognized nonprofit organization in the community (form attached)
7. A provision in the bylaws, constitution, or Articles of Incorporation indicating the organization will remain nonprofit forever.

Additional information may be requested after the initial documents submitted have been reviewed. If you have any questions or need further assistance, please call our office at (517) 335-5780.

Act 382 of the Public Acts of 1972, as amended, defines a local civic organization as an organization "that is organized not for pecuniary profit; that is not affiliated with a state or national organization; that is recognized by resolution adopted by the local governmental subdivision in which the organization conducts its principal activities, whose constitution, charter, articles of incorporation, or bylaws contain a provision for the perpetuation of the organization as a nonprofit organization, whose entire assets are used for charitable purposes; and whose constitution, charter, articles of incorporation, or bylaws contain a provision that all assets, real property, and personal property shall revert to the benefit of the local governmental subdivision that granted the resolution upon dissolution of the organization."



Charitable Gaming Division
Box 30003 Lansing, MI 48909
OVERNIGHT DELIVERY
101 E. Hillside Lansing MI 48933
(517) 335-5760
www.michiganlottery.com

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES
(Required by MCL 432.103(K)(ii))

At a _____ meeting of the _____
REGULAR OR SPECIAL TOWNSHIP CITY OR VILLAGE COUNCIL/BOARD

called to order by _____ on _____
DATE

at _____ a m./p.m. the following resolution was offered
TIME

Moved by _____ and supported by _____

that the request from Global Detroit of Detroit
NAME OF ORGANIZATION CITY

county of Wayne asking that they be recognized as a
COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for _____
APPROVAL/DISAPPROVAL

APPROVAL

Yeas: _____

Nays: _____

Absent: _____

DISAPPROVAL

Yeas: _____

Nays: _____

Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the _____ at a _____
TOWNSHIP CITY OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL

meeting held on _____
DATE

SIGNED _____
TOWNSHIP CITY OR VILLAGE CLERK

PRINTED NAME AND TITLE

ADDRESS

EXACT COPY REQUIRED
PENALTY FOR FALSIFICATION \$1000

BYLAWS
OF
GLOBAL DETROIT
(A Michigan Nonprofit Corporation)

ARTICLE I

OFFICES

SECTION 1. REGISTERED OFFICE. The initial registered office shall be in the City of Detroit, County of Wayne, and State of Michigan.

SECTION 2. OTHER OFFICES. The corporation may also have offices at such other places both in and outside the State of Michigan as the board of directors may from time to time determine or the business of the corporation may require.

ARTICLE II

PURPOSE

SECTION 1. GENERAL. The purposes of the corporation are as set forth in Article II of the articles of incorporation of the corporation.

ARTICLE III

DIRECTORS

SECTION 1. FUNCTIONS Except as specifically provided in the corporation's articles of incorporation or these bylaws, all rights, powers, duties and responsibilities relative to the management and control of the corporation's property, activities and affairs are vested in the board of directors.

SECTION 2. NUMBER AND TERM OF DIRECTORS. The number of directors that shall constitute the whole board shall be not less than three (3) or more than twenty-one (21). The first board shall consist of three (3) directors. Thereafter, the number of directors which shall constitute the board of directors for each ensuing year shall be determined at the regular annual meeting by vote of the board of directors prior to such election; provided, however, that if a motion is not made and carried to increase or decrease the number of directors, the board shall consist of the same number of directors as were elected for the preceding year. The board of directors may also increase or decrease the number of directors at any meeting of the board of directors or by a written consent in lieu thereof. The first board of directors shall hold office until the first regular annual meeting of the board of directors. At the first regular annual meeting of the board of directors and at each regular annual meeting thereafter, the board of directors shall elect their successors to hold office until the succeeding regular annual meeting, except in the case of classification of directors as permitted by the Michigan Nonprofit

Corporation Act (the "Act"). A director shall hold office for the term for which he or she is elected and until his or her successor is elected and qualified, or until his or her resignation or removal. Directors may serve for continuous terms.

SECTION 3. VACANCIES. Unless otherwise limited by the articles of incorporation, or bylaws, if a vacancy, including a vacancy resulting from an increase in the number of directors, occurs in the board of directors, the vacancy may be filled by the affirmative vote of a majority of the remaining directors though less than a quorum; provided, however, that in the event that if a vacancy occurs in the board of directors while there is only one director, the vacancy may be filled by the person designated by the sole director to be his or her successor, or if no such designation is made, by the then living children of the director whose office has become vacant.

SECTION 4. REMOVAL. Any director may be removed at any time, with or without cause, by vote of a majority of the directors of the corporation.

SECTION 5. RESIGNATION. A director may resign by written notice to the corporation. The resignation is effective upon its receipt by the corporation or a subsequent time as set forth in the notice of resignation.

SECTION 6. LOCATION OF MEETINGS. Regular or special meetings of the board of directors may be held either in or outside the State of Michigan.

SECTION 7. REGULAR MEETING OF BOARD. The regular annual meeting of board of directors for election of directors and officers and for such other business as may properly come before the meeting, commencing with the year 2013, shall be held with or without notice on the second Thursday of February, and if a legal holiday, then on the next business day following, at 4:00 p.m., local time, or at such other date and time as shall be determined from time to time by a majority of the board of directors, unless such action is taken by written consent as provided in Section 11 of this Article. Any other regular meeting of the board of directors may be held without notice at such time and at such place as shall from time to time be determined by the board.

SECTION 8. SPECIAL MEETING OF BOARD. Any special meeting of the board of directors may be called by the chief executive officer, or by a majority of the persons then comprising the board of directors, at any time by means of notice of the time and place thereof to each director, given not less than twenty-four hours before the time such special meeting is to be held.

SECTION 9. COMMITTEES OF DIRECTORS. The board of directors may designate one or more committees, each committee to consist of one or more of the directors of the corporation. The board may designate one or more directors as alternate members of any committee, who may replace an absent or disqualified member at a meeting of the committee. In the absence or disqualification of a member of a committee, the members thereof present at a meeting and not disqualified from voting, whether or not they constitute a quorum, may unanimously appoint another member of the board of directors to act at the meeting in the place of any such absent or disqualified member. Any such committee, to the extent provided in the resolution of the board of directors creating such committee, may exercise all the powers and authority of the board of directors in the management of the business and affairs of the

corporation. A committee does not have the power or authority to amend the articles of incorporation, adopt an agreement of merger or consolidation, recommend to the board of directors the sale, lease or exchange of all or substantially all of the corporation's property and assets, recommend to the board of directors a dissolution of the corporation or a revocation of a dissolution, amend the bylaws of the corporation; fill vacancies in the board of directors, or fix compensation of the directors for serving on the board of directors or on a committee. Any such committee and each member thereof, shall serve at the pleasure of the board of directors.

SECTION 10. QUORUM AND REQUIRED VOTE OF BOARD AND COMMITTEES. At all meetings of the board of directors, or of a committee thereof, a majority of the members of the board then in office, or of the members of a committee thereof, constitutes a quorum for the transaction of business unless the articles of incorporation, these bylaws, or in the case of a committee, the board resolution establishing the committee, provide for a larger number. The vote of the majority of members present at a meeting at which a quorum is present constitutes the action of the board of directors or of the committee, unless the vote of a larger number is required by the Act, the articles of incorporation, or these bylaws, or in the case of a committee, the board resolution establishing the committee. Amendment of these bylaws by the board of directors requires the vote of not less than a majority of the members of the board then in office. If a quorum shall not be present at any meeting of the board of directors, the directors present thereat may adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum shall be present.

SECTION 11. ACTION BY WRITTEN CONSENT. Action required or permitted to be taken pursuant to authorization voted at a meeting of the board of directors or a committee thereof, may be taken without a meeting if, before or after the action, all members of the board or of the committee consent thereto in writing. The written consents shall be filed with the minutes of the proceedings of the board of directors or committee. The consent has the same effect as a vote of the board of directors or committee for all purposes.

SECTION 12. COMPENSATION OF DIRECTORS. The board of directors, by affirmative vote of a majority of directors in office and irrespective of any personal interest of any of them, may establish reasonable compensation of directors for services to the corporation as directors or officers.

SECTION 13. PARTICIPATION IN MEETING BY TELEPHONE. By oral or written permission of a majority of the board of directors, a member of the board of directors or of a committee designated by the board may participate in a meeting by means of conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other. Participation in a meeting pursuant to this Section constitutes presence in person at the meeting.

ARTICLE IV

NOTICES

SECTION 1. NOTICE. Whenever any notice or communication is required to be given by mail to any director under any provision of the Act, or of the articles of incorporation or of these bylaws, it shall be given in writing, except as otherwise provided in the Act, to such

director at the address designated by him or her for that purpose or, if none is designated, at his or her last known address. The notice or communication is given when deposited, with postage thereon prepaid, in a post office or official depository under the exclusive care and custody of the United States postal service. The mailing shall be registered, certified or other first class mail except where otherwise provided in the Act. Written notice may also be given in person or by electronic mail, and such notice shall be deemed to be given when the recipient receives the notice personally. Neither the business to be transacted at, nor the purpose of, a regular or special meeting of the board of directors need be specified in the notice of the meeting.

SECTION 2. WAIVER OF NOTICE. When, under the Act or the articles of incorporation or these bylaws, or by the terms of an agreement or instrument, the corporation or the board of directors or any committee thereof may take action after notice to any person or after lapse of a prescribed period of time, the action may be taken without notice and without lapse of the period of time, if at any time before or after the action is completed the person entitled to notice or to participate in the action to be taken submits a signed waiver of such requirements. Attendance of a director at a meeting constitutes a waiver of notice of a meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

ARTICLE V

OFFICERS

SECTION 1. SELECTION. The board of directors, at its first meeting and at each annual meeting, shall elect or appoint a president, a secretary, and a treasurer. The board of directors may also elect or appoint a chairman of the board, one or more vice presidents and such other officers, employees and agents as it shall deem necessary who shall hold their offices for such terms and shall exercise such powers and perform such duties as shall be determined from time to time by the board. Two or more offices may be held by the same person, but an officer shall not execute, acknowledge or verify an instrument in more than one capacity if the instrument is required by law or the articles or bylaws to be executed, acknowledged or verified by two or more officers.

SECTION 2. COMPENSATION. The salaries of all officers, employees and agents of the corporation shall be fixed by the board of directors; provided, however, that the board may delegate to the officers the fixing of compensation of assistant officers, employees and agents.

SECTION 3. TERM, REMOVAL AND VACANCIES. Each officer of the corporation shall hold office for the term for which he or she is elected or appointed and until his or her successor is elected or appointed and qualified, or until his or her resignation or removal. The board with or without cause may remove an officer elected or appointed by the board of directors at any time. An officer may resign by written notice to the corporation. The resignation is effective upon its receipt by the corporation or at a subsequent time specified in the notice of resignation. The board of directors shall fill any vacancy occurring in any office of the corporation.

SECTION 4. CHIEF EXECUTIVE OFFICER. If the board of directors desires to elect or appoint a chief executive officer, the board shall designate the chairman of the board or

president as such officer at the first meeting of each newly elected board of directors; provided, however, that if a motion is not made and carried to change the designation, the designation shall be the same as the designation for the preceding year; provided, further, that the designation of the chief executive officer may be changed at any special meeting of the board of directors. The president shall be the chief executive officer whenever the office of chairman of the board is vacant. The chief executive officer shall be responsible to the board of directors for the general supervision and management of the business and affairs of the corporation and shall see that all orders and resolutions of the board are carried into effect. The chairman of the board or president who is not the chief executive officer shall be subject to the authority of the chief executive officer, but shall exercise all of the powers and discharge all of the duties of the chief executive officer during the absence or disability of the chief executive officer.

SECTION 5. CHAIRMAN OF THE BOARD OF DIRECTORS. If the board of directors elects or appoints a chairman of the board, he or she shall be elected or appointed by, and from among the membership of, the board of directors. He or she shall preside at all meetings of the board of directors and of any executive committee. He or she shall perform such other duties and functions as shall be assigned to him or her from time to time by the board of directors. He or she shall be, ex officio, a member of all standing committees. Except where by law the signature of the president of the corporation is required, the chairman of the board of directors shall possess the same power and authority to sign all certificates, contracts, instruments, papers and documents of every conceivable kind and character whatsoever in the name of and on behalf of the corporation which may be authorized by the board of directors. During the absence or disability of the president, or while that office is vacant, the chairman of the board of directors shall exercise all of the powers and discharge all of the duties of the president.

SECTION 6. PRESIDENT. During the absence or disability of the chairman of the board, or while that office is vacant, the president shall preside over all meetings of the board of directors and of any executive committee, and shall perform all of the duties and functions, and when so acting shall have all powers and authority, of the chairman of the board. He or she shall be, ex officio, a member of all standing committees. The president shall, in general, perform all duties incident to the office of president and such other duties as may be prescribed by the board of directors.

SECTION 7. VICE PRESIDENTS. The board of directors may elect or appoint one or more vice presidents. The board of directors may designate one or more vice presidents as executive or senior vice presidents. Unless the board of directors shall otherwise provide by resolution duly adopted by it, such of the vice presidents as shall have been designated executive or senior vice presidents and are members of the board of directors in the order specified by the board of directors (or if no vice president who is a member of the board of directors shall have been designated as executive or senior vice president, then such vice presidents as are members of the board of directors in the order specified by the board of directors) shall perform the duties and exercise the powers of the president during the absence or disability of the president if the office of the chairman of the board is vacant. The vice presidents shall perform such other duties as may be delegated to them by the board of directors, any executive committee, the chairman of the board or the president.

SECTION 8. SECRETARY. The secretary shall attend all meetings of the board of directors and of any executive committee, and shall preserve in the books of the corporation true

minutes of the proceedings of all such meetings. He or she shall safely keep in his or her custody the seal of the corporation, if any, and shall have authority to affix the same to all instruments where its use is required or permitted. He or she shall give all notice required by the Act, these bylaws or resolution. He or she shall perform such other duties as may be delegated to him or her by the board of directors, any executive committee, the chairman of the board or the president.

SECTION 9. TREASURER. The treasurer shall have custody of all corporate funds and securities and shall keep in books belonging to the corporation full and accurate accounts of all receipts and disbursements; he or she shall deposit all moneys, securities and other valuable effects in the name of the corporation in such depositories as may be designated for that purpose by the board of directors. He or she shall disburse the funds of the corporation as may be ordered by the board of directors, taking proper vouchers for such disbursements, and shall render to the president and the board of directors whenever requested an account of all his or her transactions as treasurer and of the financial condition of the corporation. If required by the board of directors, he or she shall keep in force a bond in form, amount and with a surety or sureties satisfactory to the board of directors, conditioned for faithful performance of the duties of his or her office, and for restoration to the corporation in case of his or her death, resignation, retirement or removal from office, of all books, papers, vouchers, money and property of whatever kind in his or her possession or under his or her control belonging to the corporation. He or she shall perform such other duties as may be delegated to him or her by the board of directors, any executive committee, the chairman of the board or the president.

SECTION 10. ASSISTANT SECRETARIES AND ASSISTANT TREASURERS. The assistant secretary or assistant secretaries, in the absence or disability of the secretary, shall perform the duties and exercise the powers of the secretary. The assistant treasurer or assistant treasurers, in the absence or disability of the treasurer, shall perform the duties and exercise the powers of the treasurer. Any assistant treasurer, if required by the board of directors, shall keep in force a bond as provided in Section 9 of this Article. The assistant secretaries and assistant treasurers, in general, shall perform such duties as shall be assigned to them by the secretary or by the treasurer, respectively, or by the board of directors, any executive committee, the chairman of the board or the president.

SECTION 11. DELEGATION OF AUTHORITY AND DUTIES BY BOARD OF DIRECTORS. All officers, employees and agents shall, in addition to the authority conferred, or duties imposed, on them by these bylaws, have such authority and perform such duties in the management of the corporation as may be determined by resolution of the board of directors not inconsistent with these bylaws.

ARTICLE VI INDEMNIFICATION

SECTION 1. INDEMNIFICATION OF DIRECTORS AND OFFICERS: CLAIMS BY THIRD PARTIES. The corporation shall, to the fullest extent authorized or permitted by the Act or other applicable law, as the same presently exists or may hereafter be amended, indemnify a director or officer (the "Indemnatee") who was or is a party or is threatened to be made a party to a threatened, pending, or completed action, suit, or proceeding, whether civil, criminal, administrative, or investigative and whether formal or informal, other than an action by or in the

right of the corporation, by reason of the fact that he or she is or was a director, officer, employee, nondirector volunteer or agent of the corporation, or is or was serving at the request of the corporation as a director, officer, partner, trustee, employee, nondirector volunteer or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise, whether for profit or not for profit, against expenses, including attorneys' fees, judgments, penalties, fines, and amounts paid in settlement actually and reasonably incurred by the Indemnatee in connection with the action, suit, or proceeding, if the Indemnatee acted in good faith and in a manner the Indemnatee reasonably believed to be in or not opposed to the best interests of the corporation, and with respect to any criminal action or proceeding, if the Indemnatee had no reasonable cause to believe the conduct was unlawful. The termination of any action, suit or proceeding by judgment, order, settlement, conviction, or upon a plea of nolo contendere or its equivalent, does not, of itself, create a presumption that the Indemnatee did not act in good faith and in a manner which the Indemnatee reasonably believed to be in or not opposed to the best interests of the corporation, and with respect to any criminal action or proceeding, had reasonable cause to believe that the conduct was unlawful.

SECTION 2. INDEMNIFICATION OF DIRECTORS AND OFFICERS: CLAIMS BROUGHT BY OR IN THE RIGHT OF THE CORPORATION. The corporation shall, to the fullest extent authorized or permitted by the Act or other applicable law, as the same presently exists or may hereafter be amended, indemnify an Indemnatee who was or is a party to or is threatened to be made a party to a threatened, pending, or completed action or suit by or in the right of the corporation to procure a judgment in its favor by reason of the fact that the Indemnatee is or was a director, officer, employee, nondirector volunteer or agent of the corporation, or is or was serving at the request of the corporation as a director, officer, partner, trustee, employee, nondirector volunteer or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise, whether for profit or not, against expenses, including actual and reasonable attorneys' fees, and amounts paid in settlement incurred by the Indemnatee in connection with the action or suit, if the Indemnatee acted in good faith and in a manner the Indemnatee reasonably believed to be in or not opposed to the best interests of the corporation. However, indemnification under this Section shall not be made for a claim, issue, or matter in which the Indemnatee has been found liable to the corporation unless and only to the extent that the court in which the action or suit was brought has determined upon application that, despite the adjudication of liability but in view of all circumstances of the case, the Indemnatee is fairly and reasonably entitled to indemnification for the expenses which the court considers proper.

SECTION 3. ACTIONS BROUGHT BY THE INDEMNITEE. Notwithstanding the provisions of Sections 1 and 2 of this Article, the corporation shall not indemnify an Indemnatee in connection with any action, suit, proceeding or claim (or part thereof) brought or made by such Indemnatee; unless such action, suit, proceeding or claim (or part thereof) (i) was authorized by the board of directors of the corporation, or (ii) was brought or made to enforce this Article and such Indemnatee has been successful in such action, suit, proceeding or claim (or part thereof).

SECTION 4. APPROVAL OF INDEMNIFICATION. An indemnification under Sections 1 or 2 of this Article, unless ordered by a court, shall be made by the corporation only as authorized in the specific case upon a determination that indemnification of the Indemnatee is proper in the circumstances because the Indemnatee has met the applicable standard of conduct

set forth in Sections 1 and 2 of this Article. This determination shall be made promptly in any of the following ways:

- (a) By a majority vote of a quorum of the board consisting of directors who were not parties to the action, suit, or proceeding.
- (b) If the quorum described in subdivision (a) is not obtainable, then by a majority vote of a committee of directors who are not parties to the action. The committee shall consist of not less than two disinterested directors.
- (c) By independent legal counsel in a written opinion.

SECTION 5. ADVANCEMENT OF EXPENSES. Expenses incurred in defending a civil or criminal action, suit, or proceeding described in Sections 1 or 2 of this Article shall be paid by the corporation in advance of the final disposition of the action, suit, or proceeding upon receipt of any undertaking by or on behalf of the Indemnatee to repay the expenses if it is ultimately determined that the Indemnatee is not entitled to be indemnified by the corporation. The undertaking shall be by unlimited general obligation of the person on whose behalf advances are made but need not be secured.

SECTION 6. PARTIAL INDEMNIFICATION. If an Indemnatee is entitled to indemnification under Sections 1 or 2 of this Article for a portion of expenses including attorneys' fees, judgments, penalties, fines, and amounts paid in settlement, but not for the total amount thereof, the corporation shall indemnify the Indemnatee for the portion of the expenses, judgments, penalties, fines, or amounts paid in settlement for which the Indemnatee is entitled to be indemnified.

SECTION 7. INDEMNIFICATION OF EMPLOYEES, NONDIRECTOR VOLUNTEERS AND AGENTS. Any person who is not covered by the foregoing provisions of this Article and who is or was an employee, nondirector volunteer or agent of the corporation, or is or was serving at the request of the corporation as a trustee, director, officer, employee, nondirector volunteer or agent of another foreign or domestic corporation, business corporation, partnership, joint venture, trust, or other enterprise, whether for profit or not for profit, may be indemnified to the fullest extent authorized or permitted by the Act or other applicable law, as the same exist or may hereafter be amended, but in the case of any such amendment, only to the extent such amendment permits the corporation to provide broader indemnification rights than before such amendment, but in any event only to the extent authorized at any time or from time to time by the board of directors.

SECTION 8. OTHER RIGHTS OF INDEMNIFICATION. The indemnification or advancement of expenses provided under Sections 1 to 7 of this Article is not exclusive of other rights to which a person seeking indemnification or advancement of expenses may be entitled under the articles of incorporation, these bylaws, or a contractual agreement. However, the total amount of expenses advanced or indemnified from all sources combined shall not exceed the amount of actual expenses incurred by the person seeking indemnification or advancement of expenses. The indemnification provided for in Sections 1 to 7 of this Article continues as to a person who ceases to be a trustee, director, officer, employee, nondirector volunteer or agent and shall inure to the benefit of the heirs, executors, and administrators of the person.

SECTION 9. LIABILITY INSURANCE. The corporation shall have the power to purchase and maintain insurance on behalf of any person who is or was a director, officer,

employee, nondirector volunteer or agent of the corporation, or is or was serving at the request of the corporation as a trustee, director, officer, employee, nondirector volunteer or agent of another corporation, business corporation, partnership, joint venture, trust or other enterprise against any liability asserted against the person and incurred by the person in any such capacity or arising out of the person's status as such, whether or not the corporation would have the power to indemnify the person against such liability under the provisions of the Act.

SECTION 10. CONTRACT WITH THE CORPORATION. The right to indemnification conferred in this Article shall be deemed to be a contract between the corporation and each director or officer who serves in any such capacity at any time while this Article is in effect, and any repeal or modification of any such law or of this Article shall not affect any rights or obligations then existing with respect to any state of facts then or theretofore existing or any action, suit or proceeding theretofore or thereafter brought or threatened based in whole or in part upon any such state of facts. In the event this Article is repealed or modified, the corporation shall give written notice thereof to the directors and officers and any such repeal or modification shall not be effective for a period of sixty (60) days after such notice is delivered.

SECTION 11. APPLICATION TO A RESULTING OR SURVIVING CORPORATION OR CONSTITUENT CORPORATION. The definition for "corporation" found in Section 569 of the Act, as the same exists or may hereafter be amended, is and shall be, specifically excluded from application to this Article. The indemnification and other obligations of the corporation set forth in this Article shall be binding upon any resulting or surviving corporation after any merger or consolidation of the corporation. Notwithstanding anything to the contrary contained herein or in Section 569 of the Act, unless determined otherwise by the board of directors no person shall be entitled to the indemnification and other rights set forth in this Article for acting as a director, officer, partner, trustee, employee, nondirector volunteer or agent of another corporation prior to such other corporation entering into a merger or consolidation with the corporation.

SECTION 12. DEFINITIONS. "Other enterprises" shall include employee benefit plans; "fines" shall include any excise taxes assessed on a person with respect to an employee benefit plan; and "serving at the request of the corporation" shall include any service as a director, officer, employee, nondirector volunteer or agent of the corporation which imposes duties on, or involves services by, the director, officer, employee, or agent with respect to an employee benefit plan, its participants or beneficiaries; and a person who acted in good faith and in a manner he or she reasonably believed to be in the interest of the participants and beneficiaries of an employee benefit plan shall be considered to have acted in a manner "not opposed to the best interests of the corporation" as referred to in Sections 1 and 2 of this Article.

SECTION 13. SEVERABILITY. Each and every paragraph, sentence, term and provision of this Article shall be considered severable in that, in the event a court finds any paragraph, sentence, term or provision to be invalid or unenforceable, the validity and enforceability, operation, or effect of the remaining paragraphs, sentences, terms, or provisions shall not be affected, and this Article shall be construed in all respects as if the invalid or unenforceable matter had been omitted.

ARTICLE VII

GENERAL PROVISIONS

SECTION 1. RESERVES. The board of directors shall have power and authority to set apart such reserve or reserves, for any proper purpose, as the board in its discretion shall approve, and the board shall have the power and authority to abolish any reserve created by the board.

SECTION 2. VOTING SECURITIES. Unless otherwise directed by the board of directors, the chairman of the board or president, or in the case of their absence or inability to act, the vice presidents, in order of their seniority, shall have full power and authority on behalf of the corporation to attend and to act and to vote, or to execute in the name or on behalf of the corporation a consent in writing in lieu of a meeting of shareholders or members or a proxy authorizing an agent or attorney-in-fact for the corporation to attend and vote at any meetings of security holders of corporations in which the corporation may hold securities, and at such meetings he or she or his or her duly authorized agent or attorney-in-fact shall possess and may exercise any and all rights and powers incident to the ownership of such securities and which, as the owner thereof, the corporation might have possessed and exercised if present. The board of directors by resolution from time to time may confer like power upon any other person or persons.

SECTION 3. CHECKS. All checks, drafts and orders for the payment of money shall be signed in the name of the corporation in such manner and by such officer or officers or such other person or persons as the board of directors shall from time to time designate for that purpose.

SECTION 4. CONTRACTS, CONVEYANCES, ETC. When the execution of any contract, conveyance or other instrument has been authorized without specification of the executing officers, the chairman of the board, president or any vice president, and the secretary or assistant secretary, may execute the same in the name and on behalf of this corporation and may affix the corporate seal thereto. The board of directors shall have power to designate the officers and agents who shall have authority to execute any instrument on behalf of this corporation.

SECTION 5. CORPORATE BOOKS AND RECORDS. The corporation shall keep books and records of account and minutes of the proceedings of its board of directors and executive committees, if any. The books, records and minutes may be kept outside this state. Any of the books, records or minutes may be in written form or in any other form capable of being converted into written form within a reasonable time. The corporation shall convert into written form without charge any record not in written form, unless otherwise requested by a person entitled to inspect the records.

SECTION 6. FISCAL YEAR. The fiscal year of the corporation shall be fixed by resolution of the board of directors.

SECTION 7. SEAL. If the corporation has a corporate seal, it shall have inscribed thereon the name of the corporation and the words "Corporate Seal" and "Michigan."

ARTICLE VIII
AMENDMENTS

SECTION 1. The board of directors, by the affirmative vote of a majority of the directors then in office, may amend or repeal the bylaws or adopt new bylaws. Such action may be taken by written consent or at any meeting of the board of directors; provided that if notice of any such meeting is required by these bylaws, it shall contain notice of the proposed amendment, repeal or new bylaws.

I certify that the foregoing Bylaws were adopted by the corporation, effective October 1, 2012.

/s/ Rami Fakhoury
Rami Fakhoury, Secretary

20,273,379.1\066667-00201

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

MAR 20 2013

Date:

GLOBAL DETROIT
C/O THOMAS W LINN
150 W JEFFERSON AVE STE 2500
DETROIT, MI 48226

Employer Identification Number:
38-3880502
DLN:
17053059324033
Contact Person:
DEL TRIMBLE ID# 31309
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
December 31
Public Charity Status:
170(b)(1)(A)(vi)
Form 990 Required:
Yes
Effective Date of Exemption:
July 10, 2012
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 947 (DO/CG)

GLOBAL DETROIT

We have sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

A handwritten signature in dark ink, appearing to read "Holly O. Paz". The signature is written in a cursive, somewhat stylized script.

Holly O. Paz
Director, Exempt Organizations
Rulings and Agreements

Enclosure: Publication 4221-PC

Michigan Department of Licensing and Regulatory Affairs

Filing Endorsement

This is to Certify that the ARTICLES OF INCORPORATION - NONPROFIT

for

GLOBAL DETROIT

ID NUMBER: 71152G

received by facsimile transmission on July 10, 2012 is hereby endorsed

Filed on July 10, 2012 by the Administrator.

The document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.



In testimony whereof, I have hereunto set my hand and affixed the Seal of the Department, in the City of Lansing, this 10TH day of July, 2012.

A handwritten signature in black ink, appearing to read "A. Schepke", is written over a faint, circular embossed seal.

Director

Bureau of Commercial Services

**ARTICLES OF INCORPORATION
OF
GLOBAL DETROIT**

These Articles of Incorporation are signed by the incorporator for the purpose of forming a non-profit corporation pursuant to the provisions of Act 162, Public Acts of 1982, as follows:

ARTICLE I

The name of the corporation is Global Detroit.

ARTICLE II

1. The purpose for which the Corporation is organized is to revitalize southeast Michigan's economy by pursuing strategies (including research and education) that strengthen the region's connections to the world and make the region more attractive and welcoming to immigrants, internationals, and foreign trade and investment as a means to produce jobs and regional economic growth.

2. The Corporation is organized and operated exclusively to perform those charitable, religious, educational, and scientific purposes permitted under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, or corresponding provisions of any future Federal tax code (the "Code").

3. Notwithstanding any other provision of these Articles, the Corporation shall not carry on any activity not permitted to be carried on by an organization which is (i) described in Section 501 (c) (3) of the Code, and which is exempt from Federal income tax under Section 501 (a) of the Code or (ii) by an organization, contributions to which are deductible under Section 170 (c) (2) of the Code.

4. No substantial part of the activities of the corporation shall be to carry on propaganda or otherwise attempt to influence legislation.

5. The Corporation shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf or against any candidate for public office.

6. No substantial part of the activities of the Corporation shall consist of providing commercial type insurance.

ARTICLE III

1. The Corporation is organized upon a nonstock basis.

2. The assets which the Corporation possesses are:

Real Property- None
Personal Property- None

3. The Corporation is to be financed by contributions from corporations, charitable foundations and government grants.
4. The Corporation is organized on a directorship basis.

ARTICLE IV

1. The address of the initial registered office is:

150 West Jefferson Avenue, Suite 2500
Detroit, MI 48226

The mailing address of the registered office is:

150 West Jefferson Avenue, Suite 2500
Detroit, MI 48226

2. The name of the resident agent at the registered office is: Thomas W. Linn

ARTICLE V

The name and address of the incorporator is as follows:

<u>Name</u>	<u>Business Address</u>
Thomas W. Linn	150 West Jefferson Avenue Suite 2500 Detroit, MI 48226

ARTICLE VI

1. No part of the net earnings of the corporation shall be distributed to, or inure to the benefit of, any director or officer of the corporation, contributor or individual as prohibited by Section 501 (c)(3) of the Code, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes of the corporation.

ARTICLE VII

1. To the fullest extent permitted under Section 209(c) of the Michigan Nonprofit Corporation Act (the "MNCA"), as the same presently exists or may hereafter be amended, a volunteer director and a volunteer officer of the Corporation shall not be personally liable to the Corporation or its members for monetary damages for breach of the director's or officer's fiduciary duty. However, this provision does not eliminate or limit the liability of a director or an officer for any of the following:

- (a) a breach of the director's or officer's duty of loyalty to the Corporation or its members;
- (b) acts or omissions not in good faith or that involve intentional misconduct or a knowing violation of law;
- (c) a violation of Section 551(1) of the MNCA;
- (d) a transaction from which the director or officer derived an improper personal benefit;
- (e) an act or omission occurring before the date that this Article becomes effective in accordance with the pertinent provisions of the MNCA; or
- (f) an act or omission that is grossly negligent.

2. To the fullest extent permitted under Section 209(d) of the MNCA, as the same presently exists or may hereafter be amended, the Corporation assumes all liability to any person other than the Corporation or its members for all acts or omissions of a volunteer director occurring on or after the date this Article becomes effective in accordance with the pertinent provisions of the MNCA, incurred in the good faith performance of the volunteer director's duties as such. Pursuant to Section 541(4) of the MNCA, as the same presently exists or may hereafter be amended, a claim for monetary damages for a breach of a volunteer director's duty to any person other than the Corporation or its members shall not be brought or maintained against a volunteer director; but such a claim shall be brought or maintained instead against the Corporation, which shall be liable for the breach of the volunteer director's duty.

3. In addition to the Corporation's assumption of liability pursuant to subsection 2 above, to the fullest extent permitted under Section 209(e) of the MNCA, as the same presently exists or may hereafter be amended, the Corporation assumes the liability for all acts or omissions of each volunteer director, each volunteer officer and any other volunteer occurring on or after the date that this Article becomes effective in accordance with the pertinent provisions of the MNCA if all of the following are met:

- (a) the volunteer was acting or reasonably believed he or she was acting within the scope of his or her authority;
- (b) the volunteer was acting in good faith;
- (c) the volunteer's conduct did not amount to gross negligence or willful and wanton misconduct;
- (d) the volunteer's conduct was not an intentional tort; and
- (e) the volunteer's conduct was not a tort arising out of the ownership, maintenance, or use of a motor vehicle for which tort liability may be

imposed as provided in Section 3135 of the Insurance Code of 1956.

Pursuant to Section 556 of the MNCA, as the same presently exists or may hereafter be amended, a claim for monetary damages for a volunteer director's, volunteer officer's, or other volunteer's acts or omissions shall not be brought or maintained against a volunteer director, volunteer officer or other volunteer. The claim shall be brought and maintained against the Corporation.

4. The term "volunteer director" shall have the same definitions as set forth in Sections 110(2) of the MNCA, as the same presently exists or may hereafter be amended.


The term "volunteer officer" means an individual, other than a volunteer director, who has been elected or appointed as an officer of the Corporation (e.g., President, Vice President, Secretary, Treasurer, Assistant Secretary and Assistant treasurer) and who does not receive compensation or any other type of consideration for the services other than reimbursement for expenses actually incurred.

5. Any repeal, amendment or other modification of this Article shall not adversely affect any right or protection of a director or officer of the Corporation existing at the time of such repeal, amendment or other modification. If the MNCA is amended after this Article becomes effective, then the liability of directors or officers shall be eliminated or limited to the fullest extent permitted by the MNCA as so amended.

Article VIII

1. In the event of the dissolution of the corporation, all of the corporation's assets, real and personal, shall be distributed to such charitable organization or organizations as the Board of Directors may select, which are exempt from federal income tax under Section 501(c)(3) of the Code or corresponding provisions of any subsequent federal income tax laws or shall be distributed to the federal government or to a state or local government. Any such assets not so disposed of, for whatever reason, shall be disposed of by order of the Circuit Court for the County of Wayne to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for purposes described in Section 501(c)(3) of the Code (or corresponding provision of any subsequent income tax laws) or shall be distributed to the federal government or to a state or local government.

I, the incorporator, sign my name this 10th day of July, 2012.



Thomas W. Linn

20,272,927,1\066667-00201

2019-09-12

1081

1081 *Petition of Global Detroit, request
resolution from your Honorable Body
for a charitable gaming license.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

CITY CLERK

City of Detroit

CITY COUNCIL

RAQUEL CASTAÑEDA-LÓPEZ
COUNCIL MEMBER
DISTRICT 6

MEMORANDUM

TO: Lawrence Garcia, Corporation Council
THRU: Council President Brenda Jones
FROM: Council Member Raquel Castañeda-López
DATE: September 12, 2019



RE: Unbiased Provision of City Services Legislation

I request that the Law Department review the attached proposed ordinance amendment and approve it as to form.

Please do not hesitate to contact me if you have any questions or concerns.

Cc: Honorable Detroit City Council
Stephanie Washington, City Council Liaison, Mayor Duggan's Office
Tonja Long, Law Department
City Clerk

CITY CLERK 2019 SEP 12 4:01 PM

1 **BY COUNCIL MEMBER CASTAÑEDA-LÓPEZ:**

2 **AN ORDINANCE** to amend Chapter 27 of the 1984 Detroit City Code, Human Rights,
3 Article IX, Bias Based Policing and Solicitation of Immigration Status, consisting of
4 amending the title of the article to encompass the provision of non-police City services,
5 by amending Section 27-9-2 to clarify that the definition of *criminal offense* means a
6 “violent felony” as defined by the Michigan Penal Code, MCL 750.543b(h), and excludes
7 misdemeanor offenses, and to add a definition of *municipal identification card*, amending
8 Section 27-9-4 to specifically refer to criminal suspects, and amending Section 27-9-5 to
9 delete an exception to the prohibition on solicitation of immigration status by public
10 servants for purposes of the issuance of a subpoena. The ordinance is amended
11 throughout to include English language proficiency and perceived national origin as
12 protected personal characteristics. Section 27-9-7 is amended to include a complaint
13 process. **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF**
14 **DETROIT THAT:**

15 **Section 1.** That Chapter 27 of the 1984 Detroit City Code, *Human Rights*,
16 Article IX, Bias Based Policing and Solicitation of Immigration Status, be amended as
17 follows:

18 ~~ARTICLE IX. – BIAS-BASED POLICING AND SOLICITATION OF~~
19 ~~IMMIGRATION STATUS- UNBIASED PROVISION OF CITY SERVICES~~

20 **Sec. 27-9-1.** - Statement of purpose. It is the policy of the City of Detroit to
21 respect the rights of, and provide equal services to, all persons regardless of appearance,
22 English language proficiency, ethnicity, immigration status, manner of dress, national
23 origin, perceived national origin, physical characteristics, race, religious beliefs, sexual

1 orientation, or gender identity or expression; to ensure the enforcement of rights under
2 the United States Constitution, including due process and equal protection; to promote
3 community safety; to encourage victims of crime and witnesses to cooperate with law
4 enforcement authority without regard to immigration status; to prevent bias-based
5 policing; and to promote acceptance. In order to permit members of immigrant
6 communities to access services that are provided by the City of Detroit government to
7 which they are entitled; and to ensure that city public servants are acting consistent with
8 federal law regarding local governments cooperating with federal immigration
9 authorities, the City of Detroit enacts this article as an effective way to guide city public
10 servants in adhering to rights under the United States Constitution, including due process
11 and equal protection, and under federal law, while protecting the safety and health of all
12 members of the Detroit community.

13 **Sec. 27-9-2. - Definitions.**

14 For purposes of this article only, the following words and phrases shall have the
15 meanings respectively ascribed to them by this section:

16 *Blight violation* means any unlawful act, or any omission or failure to act, which
17 is designated by this Code as a blight violation pursuant to Section 41(2) of the Michigan
18 Home Rule Cities Act, being MCL 117.41(2).

19 *City* means the City of Detroit.

20 *Civil infraction* means an act or omission that is prohibited by this Code, which is
21 not a crime as defined in Section 5 of the Michigan Penal Code, being MCL 750.5, and
22 for which civil sanctions may be ordered.

1 *Criminal offense* means a violent felony ~~or misdemeanor as set forth in federal or~~
2 ~~state law~~ as defined by the Michigan Penal Code, MCL 750.543b(h)¹, or city ordinance,
3 but does not mean a misdemeanor, or a blight violation or civil infraction as defined in
4 this section.

5 *Gender identity or expression* means a an actual or perceived gender-related
6 identity, appearance, expression, or behavior of an individual, regardless of the
7 designation of gender on one's birth certificate, driver's license, or state or municipal
8 identification.

9 *Municipal identification card* means an individual resident's current identification
10 card that is issued by the City pursuant to Chapter 27, Human Rights, Article X, of the
11 1984 Detroit City Code.

12 *Person* means any individual, but not limited to, victims and witnesses of crimes.

13 *Police officer* means a sworn member of ~~the Detroit Police Department~~ any police agency
14 within the City of Detroit.

15 *Public servant* means the mayor, members of the city council, the city clerk, any
16 member of any city agency, board, commission, or other voting body that is established
17 by the ~~1997 Detroit City~~ Charter or by this Code, and any appointee, any employee, or
18 any individual who provides services to the City of Detroit within or outside of its offices
19 or facilities pursuant to a personal services contract.

¹ The Michigan Penal Code, Public Act 328 of 1931, defines "violent felony" as follows: MCL 750.543b(h) - "Violent felony" means a felony in which an element is the use, attempted use, or threatened use of physical force against an individual, or the use, attempted use, or threatened use of a harmful biological substance, a harmful biological device, a harmful chemical substance, a harmful chemical device, a harmful radioactive substance, a harmful radioactive device, an explosive device, or an incendiary device.

1 Sexual orientation means a person's actual or perceived status as heterosexual,
2 homosexual, or bisexual physical or sexual attraction to other persons, or lack thereof, on
3 the basis of gender, recognizing the continuum of sexual orientation, which includes, but
4 is not limited to, heterosexuality, homosexuality, bisexuality, asexuality, and
5 pansexuality.

6 **Sec. 27-9-3.** - Bias-based policing by public servants, who are police officers, on the
7 basis of appearance, English language proficiency, ethnicity, immigration status, manner
8 of dress, national origin, perceived national origin, physical characteristics, race, religious
9 beliefs, sexual orientation, or gender identity or expression prohibited; exception.

10 A public servant, who is a police officer, shall not exercise differential treatment of
11 individuals in rendering police services based on a person's appearance, English language
12 proficiency, ethnicity, immigration status, manner of dress, national origin, perceived
13 national origin, physical characteristics, race, religious beliefs, or sexual orientation, or
14 gender identity or expression. A public servant, who is a police officer, shall not base
15 reasonable suspicion for an investigative detention, probable cause for an arrest, or any
16 other police action, on a person's appearance, English language proficiency, ethnicity,
17 immigration status, manner of dress, national origin, perceived national origin, physical
18 characteristics, race, religious beliefs, sexual orientation, or gender identity or expression.

19 A public servant, who is a police officer, may take into account the reported appearance,
20 ethnicity, immigration status, manner of dress, national origin, physical characteristics,
21 height, weight, and race, religious beliefs, sexual orientation, or gender identity or
22 expression for the purpose of identifying a described individual. A municipal
23 identification card or a passport shall be accepted as identification and shall not subject

1 the person to a higher level of scrutiny or different treatment than if the person had
2 provided a State of Michigan driver's license.

3 **Sec. 27-9-4. - Solicitation of immigration status by public servants, who are police**
4 **officers, prohibited; exceptions.**

5 (a) A public servant, who is a police officer.

6 (1) Shall not solicit information concerning immigration status for the purpose of
7 ascertaining a person's compliance with federal immigration law;~~;~~~~or~~

8 (2) Shall not solicit information concerning immigration status from a person who is
9 seeking police services, or is a victim, or is a witness.

10 (3) Shall accept a municipal identification card or a passport as identification and
11 shall not subject the person to a higher level of scrutiny or different treatment than if the
12 person had provided a State of Michigan driver's license.

13 (b) Notwithstanding the prohibitions set forth in subsection (a) of this section, public
14 servants, who are police officers, are expressly permitted to ~~engage in the following~~
15 ~~activities, which shall not constitute a violation of this article:~~

16 ~~(1) Solicitation of information concerning immigration status when performing public~~
17 ~~safety functions while assisting federal law enforcement in the investigation of a criminal~~
18 ~~offense; or~~

19 ~~(2) Solicitation of~~ solicit information concerning immigration status from the subject
20 of an investigation only when relevant to the investigation or prosecution of a criminal
21 offense as defined in this article, or when processing an arrested person on suspicion of
22 committing a criminal offense as defined in this article, which shall not constitute a
23 violation of this article.

1 **Sec. 27-9-5.** - Solicitation of immigration status by public servants who are not police
2 officers prohibited; exceptions.

3 (a) A public servant who is not a police officer is prohibited from inquiring into the
4 immigration status of any person, or engaging in activities designed to ascertain the
5 immigration status of any person, while acting within the scope of his or her authority, or
6 employment, as a public servant. A municipal identification card or a passport shall be
7 accepted as identification and shall not subject the person to a higher level of scrutiny or
8 different treatment than if the person had provided a State of Michigan driver's license.

9 (b) Notwithstanding the prohibitions set forth in subsection (a) of this section, public
10 servants who are not police officers are expressly permitted to engage in the following
11 activities, which shall not constitute a violation of this article:

12 (1) Solicitation of information concerning immigration status where specifically
13 required by any federal, state, or city law or program as a condition of eligibility for the
14 service sought; or

15 (2) Solicitation of information concerning immigration status for the purpose of
16 completing I-9 Forms, and, when relevant, in making hiring and payroll withholding
17 decisions, including, but not limited to, completing I-9 Forms, questioning a person to
18 complete the I-9 Form, obtaining documents that support the I-9 Form, and allowing
19 federal authorities to audit an I-9 Form in accordance with law; or

20 ~~(3) Solicitation of information concerning immigration status for a subpoena issued in~~
21 ~~a criminal proceeding, civil litigation, or an administrative proceeding for the production~~
22 ~~of City documents or for testimony of a public servant, including where related to~~
23 ~~immigration issues or other security issues; or~~

1 ~~(4) — Solicitation of information concerning immigration status by a public servant,~~
2 ~~who is a police officer, as set forth in section 27-9-4 of this Code.~~

3 **Sec. 27-9-6.** - Implementation of article.

4 This article shall be implemented by the Hhuman Rresources Ddepartment and the
5 human resources divisions of any City entity through ongoing training and educational
6 programs to inform public servants regarding its prohibitions and requirements. All City
7 entities shall include relevant educational material in the training of new public servants
8 in addition to ongoing annual training for all personnel regarding the prohibitions and
9 requirements of this article.

10 **Sec. 27-9-7.** — Violations and penalties.

11 ~~Where a public servant is alleged to have violated this article, the matter shall be referred~~
12 ~~to the city council in accordance with section 2-107(2) of the 1997 Detroit City Charter,~~
13 ~~or to the department director or agency head, for review, investigation, and disposition.~~
14 ~~Any disciplinary action shall be carried out in accordance with the provisions of the 1997~~
15 ~~Detroit City Charter and other laws, city personnel rules, civil service rules, union~~
16 ~~contracts, or other departmental or agency rules and regulations.~~

17 **Sec. 27-9-7.** — Reporting requirements.

18 (a) On or before April 1st of each year, the Department of Civil Rights, Inclusion and
19 Opportunity and any other City entity whose duties and responsibilities include receipt of
20 complaints pursuant to Section 27-9-8 of this article, shall issue a report to the City
21 Council including the number of complaints of bias in the provision of City services
22 received during the preceding calendar year, a general description of the complaints, as
23 well as a description of the disposition of the complaints.

1 (b) On or before April 1st of each year, the Human Resources Department and the
2 human resources division of any City entity whose duties and responsibilities include
3 training pursuant to this article, shall report to the City Council with respect to the nature,
4 frequency, attendance requirements, and outreach initiatives undertaken for training city
5 personnel on the prohibitions and requirements of this article.

6 **Sec. 27-9-8. – Violations and penalties.**

7 (a) Where a public servant is alleged to have violated this article, a complaint may be
8 filed with either the Department of Civil Rights, Inclusion and Opportunity, the Detroit
9 Police Department, the Board of Police Commissioners, or as appropriate, the matter
10 shall be referred, as appropriate, to the Ceity Ceouncil in accordance with section 2-
11 107(2C) of the 1997 Detroit City Charter, or to the department director or agency head,
12 for review, investigation, and disposition. Any disciplinary action shall be carried out in
13 accordance with the provisions of the 1997 Detroit City Charter and other laws, city
14 personnel rules, civil service rules, union contracts, or other departmental or agency rules
15 and regulations.

16 (b) Where a complaint is referred to City Council in accordance with section 2-107
17 (C) of the Charter, City Council shall exercise its powers of investigation pursuant to
18 sections 4-109 and 4-110 of the Charter to hold hearings and investigate the matter.
19 Where issues of failure to comply with reporting requirements, insufficient response to
20 complaints, or other violations of this article by City departments arise, City Council may
21 exercise its powers of investigation pursuant to sections 4-109 and 4-110 of the Charter.

22 **Secs. 27-9-9—27-9-10. - Reserved.**

23 **Section 2.** All ordinances, or parts of ordinances, that conflict with this ordinance

1 are repealed.

2 **Section 3.** This ordinance is hereby declared necessary to preserve the public
3 peace, health, safety, and welfare of the People of the City of Detroit.

4 **Section 4.** In the event that this ordinance is passed by a two-thirds (2/3) majority
5 of the City Council Members serving, it shall be given immediate effect and become
6 effective upon publication in accordance with Section 4-118 of the Charter. Where this
7 ordinance is passed by less than two-thirds (2/3) majority of the City Council Members
8 serving, it shall become effective no later than thirty (30) days after enactment in
9 accordance with Section 4-118 of the Charter.

10 Approved as to form:

11

12

13

Lawrence Garcia

14 Corporation Counsel